

REMARKS

Claim 1 is pending in the above-identified application. Claim 1 is hereby amended. Applicants respectfully submit that this Amendment is fully responsive to the Office Action dated April 24, 2006.

Claim 1 was rejected under 35 U.S.C. §102 as being anticipated by *Mori* (JP 2002321739A.) To expedite prosecution and clarify the subject matter of the present invention, Applicants hereby amend claim 1. Support for this amendment is found, for example, on page 5, lines 22 through page 6, line 2; page 9, lines 1-4; and page 12, lines 12-15 of the specification. In view of this amendment and the following remarks, Applicants respectfully request that the Examiner withdraw the anticipation rejection of claim 1.

Briefly, anticipation requires the presence in a single prior art reference the disclosure of each and every element of the claimed invention, arranged as in the claim. Here, *Mori* does not teach or suggest *protruding portions are formed in respective corner areas of the bottom fitting portion, said protruding portions are fitted into respective fitting concave portions formed in the folding container below when the folding containers are assembled into a box shape and stacked on one another*. Although *Mora* discloses a folding container having a rectangular bottom, the reference does not discuss or depict a bottom fitting portion. Instead, *Mora* is merely concerned with the manner of how a folding container is to be folded. See Abstract. Accordingly, the anticipation rejection is unsupported by the cited art and should be withdrawn.

Application No. 10/761,379
Attorney Docket No. 032181

Amendment under 37 C.F.R. §1.111
Amendment filed: June 2, 2006

In view of the aforementioned amendments and accompanying remarks, Applicants submit that claim 1, as herein amended, is in condition for allowance. Applicants request such action at an early date.

If the Examiner believes that this application is not now in condition for allowance, the Examiner is requested to contact Applicants' undersigned attorney to arrange for an interview to expedite the disposition of this case.

If this paper is not timely filed, Applicants respectfully petition for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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